REMARKS

In the above identified Notice the Examiner has stated a reason for allowance, which Applicant

recognizes as not being the invention he wishes to patent. Applicant has amended claim 27 to make it more

in line with what he wishes to be patented.

As amended, Applicant maintains that the claims define patentable subject matter over Parham.

The benztriazole compounds of Parham are not present in an amount sufficient to reduce oil photooxidation

and phytotoxicity of the oil as now required by amended claim 27. Since Parham's compounds are

herbicides, they must by nature be phytotoxic, so Parham teaches away from reducing the levels of

phytotoxicity.

Applicant hereby requests reconsideration and allowance.

With the above amendments and remarks, this application is considered ready for allowance.

Should the Examiner be of the opinion that a telephone conference would expedite prosecution of the

subject application, he is respectfully requested to call the undersigned at the below-listed number.

Respectfully submitted,

WELSH & KATZ, LTD.

Gerald T. Shekleton Registration No. 27,466

Ja T. Shell

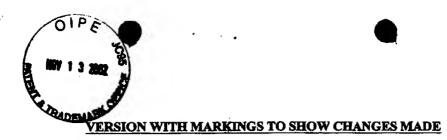
Date: November 5, 2002 WELSH & KATZ, LTD.

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27. An oil for use as a carrier <u>for pesticides or micronutrients</u> in agricultural sprays, the carrier having reduced phytotoxicity properties, [the oil] <u>and</u> having added thereto an oil soluble UV <u>absorber</u> [deactivator for the reduction of photooxidation, the UV deactivator] comprising:

[a zinc diamyldithio carbamate; and]

a benzoxazole, benzotriazole or benzthiazole compound[, other than the compound 2-mercaptobenzothiazole] in an amount sufficient to reduce oil photooxidation and phytotoxicity of the oil.